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Inductotherm Industries, Inc., Inductotherm  
Corporation, Henry M. Rowan, John H. Mortimer,  
David L. Braddock, Thomas P. McShane,  
Manning J. Smith, Lawrence A. Krupnick,  
Harry G. Trefz, Gary A. Doyon, Frank D. Manley,  
Virginia Smith, Joseph T. Belsh, Satyen N. Prahbu,  
and Bernard Raffner

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

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BORIS GOLDENBERG, et al.,	:	Civil Action No. 1:09-cv-05202-
	:	JBS-AMD
Plaintiffs,	:	CIVIL ACTION
v.	:	
INDEL, INC., individually and a/k/a	:	<b>INDUCTOTHERM</b>
INDUCTOTHERM INDUSTRIES, INC.	:	<b>DEFENDANTS' NOTICE OF</b>
and INDUCTOTHERM	:	<b>CROSS-MOTION FOR</b>
CORPORATION, et al.,	:	<b>PARTIAL SUMMARY</b>
Defendants.	:	<b>JUDGMENT AND DISMISSAL</b>
	:	<b>OF COUNT I AND</b>
	:	<b>COUNT XXVI</b>
	:	

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TO: Arnold C. Lakind, Esq.  
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PLEASE TAKE NOTICE that, pursuant to the Stipulation and Order on Class Certification Briefing Schedule (Docket No. 166), Defendants Indel, Inc., Inductotherm Industries, Inc., Inductotherm Corporation, Henry M. Rowan, John H. Mortimer, David L. Braddock, Thomas P. McShane, Manning J. Smith, Lawrence A. Krupnick, Harry G. Trefz, Gary A. Doyon, Frank D. Manley, Virginia Smith, Joseph T. Belsh, Satyen N. Prahu, and Bernard Raffner (collectively the "Inductotherm Defendants"), by and through their counsel Drinker Biddle & Reath LLP, hereby move before the Honorable Jerome B. Simandle, United States District Court for the District of New Jersey, Mitchell H. Cohen U.S. Courthouse, 1 John F. Gerry Plaza, Camden, NJ 08101, for an Order, pursuant to Federal Rule of Civil Procedure 56 and Local Civil Rule 56.1, granting the Inductotherm Defendants' cross-motion for partial summary judgment and dismissal of Count I and Count XXVI.

PLEASE TAKE FURTHER NOTICE that in support of their motion, the Inductotherm Defendants will rely upon the accompanying Memorandum of Law in Support of Cross-Motion for Partial Summary Judgment and Dismissal of Count I and Count XXVI, Local Civil Rule 56.1 Statement of Undisputed Material Facts, Certification of Laurence A. Krupnick with Exhibits A – E, Certification of

Matthew S. Barndt, Esq. with Exhibits A – WW. A proposed form of Order and Certification of Service also accompany this motion.

PLEASE TAKE FURTHER NOTICE that oral argument is requested.

Dated: March 30, 2012

By: s/ Vincent E. Gentile

Vincent E. Gentile